

SECOND REGULAR SESSION

# HOUSE BILL NO. 1817

## 97TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES LAIR (Sponsor), WALKER, CIERPIOT, ANDERS,  
GRISAMORE, PIERSON, HUBBARD, RIZZO, LAFAVER AND MCCANN BEATTY (Co-sponsors).

5861H.011

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To amend chapter 217, RSMo, by adding thereto one new section relating to duties of the board of probation and parole.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 217, RSMo, is amended by adding thereto one new section, to be known as section 217.697, to read as follows:

- 217.697. 1. Notwithstanding any other provision of law, any offender incarcerated in a correctional facility after being sentenced by a court of this state who is serving a sentence of life without parole or life without parole for a minimum of fifty years or more, is sixty-five years of age or older, has no prior felony conviction for a violent crime, and is not a convicted sex offender shall receive a parole hearing upon serving twenty years or more of his or her sentence.**
- 2. During the parole hearing required under subsection 1 of this section, the board of probation and parole shall determine whether there is a reasonable probability that the offender will live and remain at liberty without violation of law upon release and therefore, is eligible for release upon a finding that the offender has:**
- (1) A record of good conduct while incarcerated;**
  - (2) Demonstrated self-rehabilitation while incarcerated;**
  - (3) A workable parole plan, including community and family support; and**
  - (4) An institutional risk factor score of no higher than one.**
- 3. Any offender granted parole under this section shall be subject to a minimum of five years of supervision by the board of probation and parole upon release.**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17           **4. If the board does not grant parole to an offender who qualifies for parole under**  
18 **this section, the offender shall be eligible for a reconsideration parole hearing every five**  
19 **years until a presumptive release date is established.**

20           **5. Nothing in this section shall diminish the consideration of parole under any other**  
21 **provision of law applicable to the offender or the responsibility and authority of the**  
22 **governor to grant clemency, including pardons and commutation of sentences when**  
23 **necessary or desirable.**

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